

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

Wolverine Proctor & Schwartz, Inc., and  
Great American Alliance Insurance Co., Inc.,  
Plaintiffs,

v.

CIVIL ACTION NO.  
04-12189-RWZ

XYZ Tape Corp., formerly known as Palco Corp.,  
William B. Wilbur, and  
Travelers Property Casualty Company of America,  
Defendants.

**Local Rule 16.1(D)(3) Certification of  
Great American Alliance Insurance Company**

Pursuant to Rule 16.1(D)(3) of the Local Rules of the United States District Court of the District of Massachusetts, the plaintiff Great American Alliance Insurance Co. Inc. (GAAIC) certifies and affirms that GAAIC and GAAIC's counsel have conferred (a) with a view to establishing a budget for the costs of conducting the full course – and various alternative courses – of the litigation; and (b) to consider the resolution of the litigation through the use of alternative dispute resolution programs.

Great American Alliance Insurance Co., Inc.  
by,

Mary Ellen Norton  
Mary Ellen Norton  
1 Waterside Crossing  
Windsor, Connecticut 06095

Dated: January 19, 2005

Great American Alliance Insurance Co., Inc.  
by its attorney,

Matthew J. Walko  
Matthew J. Walko (BBO No. 562172)  
SMITH & DUGGAN LLP  
Two Center Plaza, Suite 620  
Boston, Massachusetts 02108-1906  
(617) 228-4400

Dated: January 19, 2005